



SIDLEY AUSTIN LLP
1501 K STREET, N.W.
WASHINGTON, D.C. 20005
+1 202 736 8000
+1 202 736 8711 FAX

AMERICA • ASIA PACIFIC • EUROPE

JZALESKI@SIDLEY.COM
+1 202 736 8898

January 3, 2018

By Email

U.S. Environmental Protection Agency
Office of Environmental Information
Records, FOIA, and Privacy Branch
1200 Pennsylvania Avenue, NW (2822T)
Washington, DC 20460

Re: Freedom of Information Act Request

Dear Sir or Madam:

Pursuant to the Freedom of Information Act ("FOIA"), 5 U.S.C. § 552, and the implementing regulations of the U.S. Environmental Protection Agency, 40 C.F.R. Part 2, I am requesting copies of the following records:

All of the following U.S. Environmental Protection Agency reports filed by Duke Energy Merchants LLC, Company I.D. number 4344, for the years 1996 to 2005:

- RFG0302: Reformulated Gasoline and Anti-Dumping Batch Reports for PADD 1, Facility I.D. number 00001
- RFG0303: Reformulated Gasoline and Anti-Dumping Batch Reports for PADD 1, Facility I.D. number 00001
- RFG0400: Reformulated Gasoline and Anti-Dumping Quarterly Summary for PADD 1, Facility I.D. number 00001
- RFG0500: Reformulated Gasoline and Anti-dumping Annual Compliance Designation for PADD 1, Facility I.D. number 00001
- RFG0800: Anti-Dumping Program Annual Report for PADD 1, Facility I.D. number 00001

SIDLEY

U.S. Environmental Protection Agency

FOIA Office

January 3, 2018

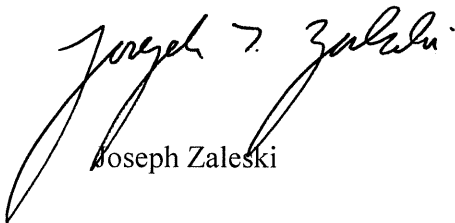
Page 2

For all records responsive to this request that are not produced based on an asserted exemption from disclosure, please provide a privilege and/or exemption log describing, at a minimum: (i) the type of record withheld; (ii) the date(s) of the creation of the record; (iii) the subject of the record; (iv) the identity of the author and all recipients of the records; and (v) a detailed description of the basis or bases upon which the U.S. Environmental Protection Agency is withholding the record. To the extent that any responsive documents are withheld from disclosure, please provide redacted copies of all non-privileged or non-exempt factual material contained within such documents.

I confirm in advance my willingness to pay for all reasonable costs associated with searching for and copying these records. However, should these costs exceed \$500, I ask that you contact me prior to proceeding.

Please direct any inquiries, notices, or determinations to me at (202) 736-8898 or jzaleski@sidley.com. Thank you for your anticipated assistance.

Sincerely,

A handwritten signature in black ink, appearing to read "Joseph Zaleski", written over a printed name.

Joseph Zaleski

cc:

Steven Moss, Duke Energy